IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CIVIL APPLICATION NO.3197 of 2002.
IN
FIRST APPEAL NO. 1147 OF 2002.

Office notes, office memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's orders.

Ms.Seema Sarnaik for the Applicant.

CORAM : ABHAY S.OKA, J.

DATED : 4th May, 2006.

P.C.:

1. Heard the learned Advocate for the Applicant. The Respondents are duly served. None appears for the Respondents. Prayer in this Application is for grant of stay of operation of clause 3 of the impugned Judgment and Order. By the said clause No.3 the Appellant/Applicant was directed to deposit a sum of Rs.1,00,000/- by way of penalty. Stay cannot be granted unless the amount of penalty is deposited by the Applicant. Hence the Civil Application is disposed of by the following order:

2. There will be interim relief in terms of prayer clause (a) subject to condition that the Applicant will deposit the penalty amount of Rs.1

lakh with the Commissioner for Workmen's Compensation within a period of 16 weeks from today. If the amount is not deposited, the interim relief will stand vacated without reference to the Court.

3. If the amount is deposited, the learned Commissioner for Workmen's Compensation will invest the said amount in a fixed deposit in any nationalised Bank initially for a period of three years and thereafter the same will be renewed from year to year till disposal of the Appeal.

Judge.